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BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

52 June 6, 2012

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

June 06, 2012

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

**AUTHORIZATION TO ACCEPT AND IMPLEMENT FORTHCOMING STANDARD AGREEMENTS  
AND/OR AMENDMENTS FROM THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH TO  
PROVIDE LICENSING AND CERTIFICATION OF LOCAL HEALTH FACILITIES, CLINICS,  
AGENCIES, AND CENTERS THROUGH FISCAL YEAR 2015-16  
(ALL SUPERVISORIAL DISTRICTS)  
(3 VOTES)**

**SUBJECT**

Provide authorization to accept and implement forthcoming Standard Agreements and/or amendments from the California Department of Public Health to support licensing inspection and certification compliance activities for local health facilities, clinics, agencies, and centers in Los Angeles County.

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Delegate authority to the Director of the Department of Public Health (DPH), or his designee, to accept a forthcoming Standard Agreement (SA) and/or amendment from the California Department of Public Health (CDPH) for the term of July 1, 2012 through June 30, 2013, at an amount estimated not to exceed \$31,000,000 per year, to support DPH's Health Facilities Inspection Division (HFID) to provide licensing inspection and certification compliance activities for local health facilities, clinics, agencies, and centers (health facilities) for which licensure is required under the California Health and Safety Code, subject to review and approval by County Counsel, and notification to your Board and the Chief Executive Office (CEO).
2. Delegate authority to the Director of DPH, or his designee, to accept and execute future SAs

awards and/or amendments from CDPH that are consistent with the requirements of the SA referenced above that extend the term through June 30, 2016, at amounts to be determined by CDPH, estimated not to exceed \$31,000,000 per fiscal year (FY); reflect non-material and/or ministerial revisions to the SA's terms and conditions; allow for the rollover of unspent funds and/or redirection of funds; adjust the term of the SA through December 31, 2016; and/or provide an increase or decrease in funding up to 25 percent above or below each term's annual base amount, subject to review and approval by County Counsel, and notification to your Board and the CEO.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

Approval of Recommendation 1 will allow DPH to accept funds from CDPH to continue to provide licensing inspection and certification compliance activities for health facilities located in Los Angeles County. CDPH is responsible for statewide licensing and certification of all health facilities operating within the State of California for which licensure is required under the California Health and Safety Code. Examples include: community clinics, general acute care hospitals, and 27 additional categories of health facilities (Attachment A). For a number of years, DPH has provided local licensing and certification activities on behalf of CDPH. Services provided by DPH include inspections, consultation, investigation of complaints, verification of compliance with the licensing program, site surveys, issuance of facility notifications, and follow-up compliance visits prior to CDPH's issuance of licenses/certifications. CDPH retains responsibility for establishing program policies, standards, and disciplinary actions related to licensure, including denials, revocations, and suspensions.

Approval of Recommendation 2 will allow DPH to accept future SAs and/or amendments that are consistent with the requirements of the forthcoming award to extend and/or adjust the term of the award; reflect non-material revisions to terms and conditions; rollover unspent funds and/or redirect funds; and/or provide an increase or decrease in funding up to 25 percent above or below each term's annual base amount. This recommended action will enable DPH to accept SAs and/or amendments that adjust the project period up to six months beyond the original term, in those instances where there has been an unanticipated extension of the term to allow additional time to complete services and utilize grant funding. This authority is being requested to enhance DPH's efforts to expeditiously maximize grant revenue, consistent with Board Policy 4.070: Full Utilization of Grant Funds.

### **Implementation of Strategic Plan Goals**

The recommended actions support Goal 3, Integrated Services Delivery, of the County's Strategic Plan.

### **FISCAL IMPACT/FINANCING**

DPH will accept forthcoming SAs from CDPH for annual terms beginning July 1, 2012 through June 30, 2016, at amounts to be determined by CDPH, estimated not to exceed \$31,000,000 per FY.

Under prior SAs, certain County salary, employee benefits, and operating expenses exceeded CDPH itemized line item budget. However, CDPH honored the request for reimbursement of the expenses that were incurred in fulfilling the scope of work and has continued to reimburse DPH fully through FY 2010-11. It is unknown whether CDPH will continue to fully reimburse DPH for the

upcoming FY. In the event that CDPH does not fully reimburse DPH for these expenses, DPH has developed a contingency plan to solve net County cost exposure.

Funding is included in DPH's FY 2012-13 Proposed Budget and will be included future in FYs, as necessary.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

On March 7, 2006, DPH accepted a SA from CDPH in the amount of \$54,024,217 for FYs 2005-06 through 2007-08 to support DPH's HFID.

On April 14, 2009, DPH accepted a SA from CDPH in the amount of \$79,121,160 for FYs 2008-09 through 2010-11 to continue to support DPH's HFID.

On March 25, 2011, the Governor released his FY 2011-12 May Revision Analysis which included a one-year extension of the licensing and certification contract with Los Angeles County. The May Revision also instructed CDPH to determine whether or not to maintain the contractual relationship with Los Angeles County or transfer the program and responsibility back to the State. After discussion, a determination was made that the contractual relations will continue. On July 5, 2011, your Board authorized DPH to accept a SA from CDPH in the amount of \$26,951,252 for FY 2011-12 to continue to support DPH's HFID.

Attachment A provides additional information about the health facilities requiring licensure under the California Health and Safety Code.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

Approval of the recommended actions will allow DPH to accept funds from CDPH to ensure continued licensure and certification of Los Angeles County health facilities.

The Honorable Board of Supervisors

6/6/2012

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Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jonathan E. Fielding". The signature is written in a cursive, flowing style.

JONATHAN E. FIELDING, M.D., M.P.H.

Director and Health Officer

JEF:jr

Enclosures

c: Chief Executive Officer  
Acting County Counsel  
Executive Officer, Board of Supervisors

LOS ANGELES COUNTY - HEALTH FACILITIES INSPECTION DIVISION  
 TOTAL NUMBER FACILITIES BY TYPE  
 4/25/2012

ATTACHMENT A

TYPE	(1) BEDS, STATIONS ROOMS	(2) LICENSED	(3) CERTIFIED	(4) DEEMED
1 ACUTE PSYCHIATRIC	1,137	10	9	8
2 ACUTE PSYCHIATRIC D/P		34	19	
3 ALTERNATIVE BIRTHING CENTER		1		
4 AMBULATORY SURGICAL CENTER	412		226	84
5 CHEMICAL DEPENDENCY RECOVERY HOSPITAL	113	2		
6 CHEMICAL DEPENDENCY RECOVERY HOSPITAL D/P	86	2		
7 CHRONIC DIALYSIS CLINIC/ENDSTAGE RENAL DIALYSIS	3,102	7	157	
8 COMMUNITY CLINIC		266		
9 COMMUNITY CLINIC-BRANCH		1		
10 CLINIC-FREE		7		
11 CLINIC-PSYCH		8		
12 CONGREGATE LIVING HEALTH FACILITY	170	24		
13 FEDERALLY QUALIFIED HEALTH CENTER			96	
14 GENERAL ACUTE CARE HOSPITAL	24,342	96	99	95
15 HOME HEALTH AGENCY		768	616	376
16 HHA-BRANCH		24	13	
17 HOSPICE	63	194	116	82
18 HOSPICE-BRANCH		15	6	
19 INTERMEDIATE CARE FACILITY		2		
20 IMTERMEDIATE CARE FACILILTY-DEV DIS	2,275	5	272	
21 INTERMEDIATE CARE FACILITY-DEV DIS/HAB		190		
22 INTERMEDIATE CARE FACILITY-DEV DIS/NUR		78		
23 OUTPATIENT.SPEECH PATHOLOGIST			29	
24 REFERRAL AGENCY		6		
25 REHAB CLINIC / COMPREHENSIVE OUTPATIENT REHAB FACILITY		6	4	
26 SKILLED NURSING FACILITY	38,909	359	359	
27 SKILLED NURSING FACILITY / DP		40	27	
28 SKILLED NURSING-INTERMEDIATE CARE FACILITY/DP		5		
29 TRANSPLANT CENTER			3	
TOTAL FACILITIES REQUIRING INSPECTION	70,609	2,150	2,051	645

Beds: means the total number of available beds in that facility

(1) Stations: means the total number of available Dialysis Stations in that facility

Rooms: means the total number of available Ambulatory Surgical Rooms in that facility

The total number of facilities that are licensed

(2) The total number of facilities that are certified as Medical/Medicare facilities

(3) The total number of facilities that are approved by an accredited body

(4)